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DOCKET NO: Z0104.70000US00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Dolf ZILLMANN and Martin ZILLMANN  
Serial No: 10/796,459  
Confirmation. No.: 2402  
Filed: March 9, 2004  
For: MODULAR FURNITURE  
Examiner: Not yet assigned  
Art Unit: 3637

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir/Madam:

Transmitted herewith for filing is/are the following document(s):

- ☒ Information Disclosure Statement
- ☒ PTO Form 1449 With Cited References
- ☒ Return Post Card

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned collect at (617) 720-3500, Boston, Massachusetts.

No check is enclosed. If it is determined that a fee is necessary, the fee may be charged to the account of the undersigned, Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**


I hereby certify that this document is being placed in the United States mail with first-class postage attached, addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 18, 2004.

  
Janine Michalski

Attorney Docket No.: Z0104.70000US00  
**XNDD**

Respectfully submitted,

*Zillmann et al., Applicants*

By:   
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STATEMENT FILED PURSUANT TO THE DUTY OF  
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits in the above-identified case. No fee or certification is required.

Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

Explanation of Non-English Language References

The following is a concise explanation of the relevance of each non-English language references on the attached Form PTO-1449 (modified):

The relevance, if any, of European Patent Application No. 1,159,891, European Application No. 1,201,160 and German Application No. 197 08 844 may be found in their English language abstracts and in their figures.

Remarks

A copy of any document cited anywhere in the Information Disclosure Statement is enclosed unless otherwise indicated. It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

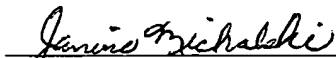
By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his or her own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

**CERTIFICATE OF MAILING UNDER 37 C.F.R.  
§1.8(a)**

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Janine Michalski

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FORM PTO-1449/A and B (Modified)			APPLICATION NO.: 10/796,459	ATTY. DOCKET NO.: Z0104.70000US00
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>			FILING DATE: September 30, 2003	CONFIRMATION NO.: 2404
			APPLICANT: Zillmann et al.	
Sheet	1	of	2	EXAMINER: Not Yet Assigned

#### U.S. PATENT DOCUMENTS

Examiner's Initials	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication or of issue of Cited Document MM-DD-YYYY
		Number	Kind Code		
	*	1,067,792		Baron	07/22/1913
	*	3,102,615		Tuttle	09/03/1963
	*	3,229,334		Thome	01/18/1966
	*	3,276,797		Humes, Jr.	10/04/1996
	*	3,310,917		Simon	03/28/1967
	*	3,563,582		Shroyer et al.	02/16/1971
	*	3,950,915		Cole	04/20/1976
	*	4,126,364		Reilly	11/21/1978
	*	4,146,342		Cederholm	03/27/1979
	*	4,236,363		Vinther et al.	12/02/1980
	*	4,261,148		Scott	04/14/1981
	*	4,292,003		Pond	09/29/1981

#### FOREIGN PATENT DOCUMENTS

Examiner's Initials	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document (not necessary)	Date of Publication of Cited Document MM-DD-YYYY	Translation (Y/N)
		Office/Country	Number	Kind Code			
		EP	1 159 891	A1	Nicolet	12/05/2001	Abstract
		EP	1 201 160	A1	Bürki	05/02/2002	Abstract
		EP	1 223 351	A2	Skov et al.	07/17/2002	
		EP	1 156 226	A1	Destro	11/21/2001	
		EP	1 175 168	B1	Riesmeier	01/30/2002	
		DE	197 08 844	A1	Reinsch	09/17/1998	Abstract

#### OTHER ART — NON PATENT LITERATURE DOCUMENTS

Examiner's Initials	Cite No	Include name of the author (in CAPITAL LETTERS) title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, relevant page(s), volume-issue number(s), publisher, city and/or country where published.	Translation (Y/N)

EXAMINER	DATE CONSIDERED
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#EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

\*a copy of this reference is not provided in accordance with the waiver notice of July 11, 2003 from the Patent and Trademark Office.

[NOTE - Must provide a copy of any patent, publication, other information listed, even if it was previously submitted to, or cited by, the U.S. Patent Office in an earlier application, unless the earlier application is identified by the IDS and is relied upon for an earlier filing date under 35 U.S.C. §120, and the copy was provided in the earlier application.]

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Sheet 2 of 2		GROUP ART UNIT: 3637	EXAMINER:

### U.S. PATENT DOCUMENTS

Examiner's Initials	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication or of issue of Cited Document MM-DD-YYYY
		Number	Kind Code		
	*	4,353,663		Glickman	10/12/1982
	*	4,518,278		Koch	05/21/1985
	*	4,664,548		Brinkmann	05/12/1987
	*	4,886,326		Kuzyk	12/12/1989
	*	4,938,625		Matsui	07/03/1990
	*	4,942,713		Jackson	07/24/1990
	*	5,155,960		Shaanan	10/20/1992
	*	5,277,512		Dwillies	06/11/1994
	*	5,345,737		Latchinian	09/13/1994
	*	5,590,975		Hornvedt	01/07/1997
	*	5,980,005		Giovannetti	11/09/1999
	*	6,619,007		Riesmeier	09/16/2003

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